IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SECOND DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 1401 of 2005

Between:

Smt. M. Jayaprabha W/o Late A. Sowbhagya Raju
R/o B-12/2, ESI Staff Quarters, Sanjeevareddy Nagar, Hyderabad

..... PETITIONER

AND

The Superintendent, ESI Hospital Sanathnagar, Hyderabad-18

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction, more in the nature of Mandamus, declaring the action of the respondent in not considering the case of the petitioner for appointment to the post of Attender under compassionate grounds is illegal, arbitrary unconstitutional and against the principles of natural justice and consequently direct the respondent to appoint the petitioner as attender in the respondent Hospital, and pass such other order or orders

Counsel for the Petitioner :Mr.R.N.HEMENDRANATH REDDY

Counsel for the Respondent :Mr. P.R.K.AMARENDRA KUMAR.

The Court at the stage of admission made the following :

ORDER:

For not considering the case of the petitioner to appoint for the post of attender on compassionate grounds, the present writ petition has been filed.

2. Heard the learned counsel appearing for the petitioner and the learned counsel appearing for the respondent.

3. It is contended by the learned counsel for the petitioner that the husband of the writ petitioner died on 19-04-2004 while working as Refractionist in the respondent-Hospital. Whether the petitioner is eligible for appointment on compassionate grounds, whether the scheme is available or the rules governing the appointment on compassionate grounds, have to be looked into, by the respondent.

4. Therefore, without entering into the merits of the case, the Writ Petition is disposed of directing the respondent to take appropriate decision within two months from the date of receipt of a copy of this order, in giving appointment on compassionate grounds in accordance with the rules or any scheme available for appointment on compassionate grounds.

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K.C.BHANU, J.

Dt:02-02-2005.

Rns.

To

1.The Superintendent, ESI Hospital Sanathnagar, Hyderabad-18

2.Two CD copies.